

ESTTA Tracking number: **ESTTA310529**Filing date: **10/08/2009**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91191016
Party	Defendant Sheets, Kendal M.
Correspondence Address	SHEETS, KENDAL M. Sheets Law Office, LLC 1855 Macarthur Drive McLean, VA 22101 UNITED STATES ken@sheetspatent.com
Submission	Answer and Counterclaim
Filer's Name	Kendal M. Sheets
Filer's e-mail	ken@sheetspatent.com
Signature	/Kendal M. Sheets/
Date	10/08/2009
Attachments	91191016_applicants_supp_fees_pleading.pdf (2 pages)(395293 bytes)

Registrations Subject to the filing

Registration No	2766231	Registration date	09/23/2003
Registrant	Intellectual Reserve, Inc. 50 East North Temple Salt Lake City, UT 84150 UNITED STATES		
Grounds for filing	The registered mark has become the generic name for the goods. The registered mark is functional.		

Goods/Services Subject to the filing

Class 009. First Use: 1973/11/00 First Use In Commerce: 1973/11/00 All goods and services in the class are requested, namely: Pre-recorded audio and audio-video cassette tapes and compact discs featuring musical entertainment incorporating religious, family, and educational themes
Class 041. First Use: 1893/08/00 First Use In Commerce: 1893/08/00 All goods and services in the class are requested, namely: entertainment services, namely, live performances by a musical performance group

Registration No	2913694	Registration date	12/21/2004
Registrant	Intellectual Reserve, Inc. 50 East North Temple Salt Lake City, UT 84150 UNITED STATES		

Goods/Services Subject to the filing

Class 009. First Use: 2003/03/00 First Use In Commerce: 2003/03/00 All goods and services in the class are requested, namely: prerecorded audiotapes, videotapes, compact discs, and digital video discs featuring musical entertainment incorporating religious, family, and educational themes

Class 016. First Use: 2003/06/00 First Use In Commerce: 2003/06/00
All goods and services in the class are requested, namely: publications, namely, books featuring musical performances and featuring religious, family, and educational themes

Class 041. First Use: 2003/03/00 First Use In Commerce: 2003/03/00
All goods and services in the class are requested, namely: entertainment services, namely, live performances by a musical performance group

Registration No	1524555	Registration date	02/14/1989
Registrant	Intellectual Reserve, Inc. 50 East North Temple SALT LAKE CITY, UT 84150 UNITED STATES		
Grounds for filing	The registered mark has become the generic name for the goods.		
	The registered mark is functional.		

Goods/Services Subject to the filing

Class 024. First Use: 1974/05/00 First Use In Commerce: 1974/05/00
All goods and services in the class are requested, namely: FABRICS, LINENS, BATS, TOWELS, DISH CLOTHS, PILLOWCASES, AFGHANS, LAP ROBES, QUILTS, QUILT KITS, AND WALL HANGINGS, TABLE COVERS, SOFT GIFTS, AND HEM-STITCHED ITEMS OF TEXTILE MATERIAL

Registration No	1527447	Registration date	02/28/1989
Registrant	Intellectual Reserve, Inc. 50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150 UNITED STATES		
Grounds for filing	The registered mark has become the generic name for the goods.		
	The registered mark is functional.		

Goods/Services Subject to the filing

Class 042. First Use: 1937/10/00 First Use In Commerce: 1937/10/00
All goods and services in the class are requested, namely: RETAIL CATALOG MAIL ORDER AND TELEPHONE ORDER SERVICES FOR CRAFT ITEMS AND MATERIALS, DOLLS, BABY CLOTHES, TOYS, YOUNG GIRLS' CLOTHING, QUILTS, PERSONAL GIFTS, NEEDLEWORK, PORCELAIN STATUES AND THE LIKE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

INTELLECTUAL RESERVE, INC.)	
Plaintiff)	
v.)	Cancellation No. 91191016
)	
SHEETS, KENDAL M .)	
Defendant)	

**APPLICANT'S SUBMISSION OF SUPPLEMENTAL FEES FOR
ANSWER TO NOTICE OF OPPOSITION AND COUNTERCLAIM**

In response to the Interlocutory Attorney's notice of 23 September, 2009 Applicant, Kendal M. Sheets, hereby submits supplemental fees of \$2,100 for his counterclaim of cancellation of the following marks:

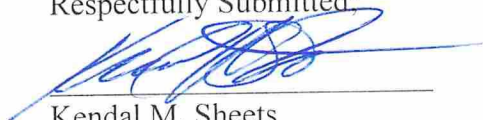
Reg. No. 2766231 for MORMON TABERNACLE CHOIR;

Reg. No. 2913694 for MORMON TABERNACLE CHOIR;

Reg. No. 1524555 for MORMON HANDICRAFT;

Reg. No. 1527447 for MORMON HANDICRAFT.

Respectfully Submitted:



Kendal M. Sheets
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McLean, Virginia 22101
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703-489-8937

CERTIFICATION OF SERVICE

I do hereby certify that on this 8th day of October, 2009, I served a copy of the above and foregoing pleading, APPLICANT'S SUBMISSION OF SUPPLEMENTAL FEES FOR ANSWER TO NOTICE OF OPPOSITION AND COUNTERCLAIM, on all counsel for all parties to this proceeding, namely

Mr. Dale E. Hulse
Kirton & McConkie
60 E. South Temple, Suite 1800, POB 45120
Salt Lake City, UT 84145-0120

by mailing same via United States Mail, properly addressed and first class postage prepaid.



Kendal M. Sheets